

THE HONOURABLE SRI JUSTICE C.V.NAGARJUNA REDDY

WRIT PETITION No.19135 of 1997

DATED: 14.03.2007

Between:

Non-teaching Employees' Union of
Acharya N.G.Ranga Agricultural University,
RARS., Branch: Jagtial, Karimnagar,
represented by its President
Sri Y.Chandrasekhar Rao

.. Petitioner

And

Acharya N.G.Ranga Agricultural University,
Rajendranagar, Hyderabad, represented by its
Registrar and others. .. Respondents.

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ORDER:

This Writ Petition is filed seeking a Writ of Mandamus declaring the proceedings of respondents vide Proceedings No.1490/BG/97, dated 28.07.1997, in so far as it deals with Farm Allowances, as illegal, without following the principles of natural justice and arbitrary, and consequently, to pass such other or further orders under the circumstances of the case.

2. The grievance sought to be raised in this Writ Petition is that the members of the petitioner-Union, who were non-teaching staff and who were being paid farm allowances, were denied the said facility with retrospective effect by the impugned proceedings.

3. From the cause title of the case, it is seen that the petitioner is non-teaching Employees' Union of Acharya N.G.Ranga Agricultural University, R.A.R.S., Branch: Jagtial, Karimnagar, represented by its President. Withdrawal of allowance is undoubtedly a condition of service. As held by the Supreme Court in **Dr. DURYODHAN SAHU vs. JITENDRA KUMAR MISHRA**^[1] and **GURPAL SINGH vs. STATE OF PUNJAB AND OTHERS**^[2], in a dispute pertaining to service, it is the affected individual employee, who has *locus standi*, to maintain the Writ Petition. None of the affected persons have joined

the Petitioner-Union to file the present Writ Petition. Moreover, the averments contained in the affidavit filed in support of the Writ Petition are too vague. It does not contain the necessary details such as the total number of the non-teaching employees, who are the members of the petitioner's Society, their names, designations etc. In the absence of these essential details, the dispute raised in the Writ Petition cannot be adjudicated. Further more, in the relief sought for, except seeking to declare the proceedings, dated 28.07.1997, whereby the farm allowance was withdrawn, as illegal and arbitrary, no consequential directions are sought for, without which, grant of relief would serve no purpose.

4. For the aforementioned reasons, the Writ Petition is misconceived and is liable to be dismissed. However, liberty is given to the aggrieved individual employees to challenge the order impugned in this Writ Petition.

(C.V.NAGARJUNA REDDY,J)

14th March, 2007.
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[\[1\]](#) AIR 1999 SC 114

[\[2\]](#) AIR 2005 SC 2755